

RECEIVED
804-261-8825
CENTRAL FAX CENTER

MAY-6-05 14:35;

PAGE 1

Doc Code:

MAY 06 2005

PTO/SB/30 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/039,635
Filing Date	January 2, 2002
First Named Inventor	Blank, et al.
Art Unit	2881
Examiner Name	Philip A. Johnston
Attorney Docket Number	YOR920010319US1

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. Other _____

b. Enclosed

i. Amendment/Reply iii. Information Disclosure Statement (IDS)

ii. Affidavit(s)/Declaration(s) iv. Other Preliminary Amendment

2. **Miscellaneous**

a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) required)

b. Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0510. I have enclosed a duplicate copy of this sheet.

i. RCE fee required under 37 CFR 1.17(e)

ii. Extension of time fee (37 CFR 1.136 and 1.17)

iii. Other _____

b. Check in the amount of \$ _____ enclosed

c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	<u>Mohammad S. Rahman</u>	Date	May 6, 2005
Name (Print / Type)	Mohammad S. Rahman, Esq.	Registration No.	43,029

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	<u>Mohammad S. Rahman</u>
Name (Print / Type)	Mohammad S. Rahman

Date May 6, 2005

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

MAY 06 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of
Black et al.

Serial No. 10/039,635

Filed: January 2, 2002

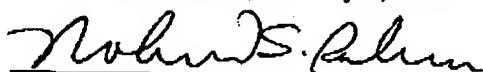
Group Art Unit: 2881

Atty. Docket: YOR920010319US1

Examiner: Johnston, Phillip A.

For: SCANNING PROBE MICROSCOPY TIPS COMPOSED OF NANOPARTICLES AND
METHODS TO FORM SAMECommissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certificate of Transmission by Facsimile

I hereby certify that this correspondence is
being facsimile transmitted to the United
States Patent and Trademark Office (Fax
No. 703-872-9306) on May 6, 2005.

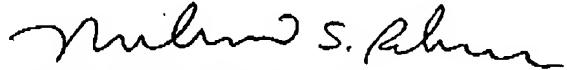
Mohammad S. Rahman

STATEMENT ACCOMPANYING RCE REGARDING
NON-ENTRY OF PREVIOUS AMENDMENT

Sir:

Applicant is simultaneously filing herewith an RCE after a Final Rejection dated January 11, 2005. In response to the January 11, 2005, final rejection, Applicant filed an Amendment on March 1, 2005, which was not entered. Applicant is requesting that the Amendment filed on March 1, 2005 not be entered.

Respectfully submitted,

Mohammad S. Rahman, Esq.
Registration No. 43,029Dated: 5/6/05

McGinn & Gibb, P.L.L.C.
2568-A Riva Road, Suite 304
Annapolis, MD 21401
(301) 261-8625
Customer Number: 29154